

WILLKIE FARR & GALLAGHER LLP

BENEDICT Y. HUR (SBN: 224018)

bhur@willkie.com

SIMONA AGNOLUCCI (SBN: 246943)

sagnolucci@willkie.com

EDUARDO E. SANTACANA (SBN: 281668)

esantacana@willkie.com

LORI C. ARAKAKI (SBN: 315119)

larakaki@willkie.com

ARGEMIRA FLOREZ (SBN: 331153)

aflorez@willkie.com

One Front Street, 34th Floor

San Francisco, CA 94111

Telephone: (415) 858-7400

Facsimile: (415) 858-7599

Counsel for Defendant

Google LLC

BOIES SCHILLER FLEXNER LLP

Mark C. Mao (CA Bar No. 236165)

mmao@bsflp.com

44 Montgomery Street, 41st Floor

San Francisco, CA 94104

Telephone: (415) 293 6858

Facsimile: (415) 999 9695

Beko Reblitz-Richardson (CA Bar No. 238027)

brichardson@bsflp.com

44 Montgomery Street, 41st Floor

San Francisco, CA 94104

Tel: (415) 293 6858

Fax: (415) 999 9695

SUSMAN GODFREY L.L.P.

William Christopher Carmody (pro hac vice)

bcarmody@susmangodfrey.com

Shawn J. Rabin (pro hac vice)

srabin@susmangodfrey.com

1301 Avenue of the Americas, 32nd Floor

New York, NY 10019

Telephone: (212) 336-8330

MORGAN & MORGAN

John A. Yanchunis (pro hac vice)

jyanchunis@forthepeople.com

Ryan J. McGee (pro hac vice)

rmcgee@forthepeople.com

201 N. Franklin Street, 7th Floor

Tampa, FL 33602

Telephone: (813) 223-5505

Counsel for Plaintiffs

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

ANIBAL RODRIGUEZ, et al. individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

GOOGLE LLC,

Defendant.

Case No. 3:20-CV-04688-RS

**JOINT STIPULATION AND
[PROPOSED] ORDER MOOTING
PLAINTIFFS' MOTION FOR RELIEF
(DKT. 279) AND MODIFYING CASE
MANAGEMENT SCHEDULE**

Judge: Hon. Richard Seeborg

Courtroom: 3, 17th Floor

1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs Anibal Rodriguez, et al. (“Plaintiffs”)
2 and Defendant Google LLC (“Google”), collectively the “Parties,” submit this joint stipulation.

3 WHEREAS, on December 21, 2022, Plaintiffs filed a Motion for Relief from the Case
4 Management Schedule (the “Motion”), seeking to extend the deadlines for service of opening expert
5 reports by two months (Dkt. 279);

6 WHEREAS, on December 23, 2022, the Court partially granted the Motion, extending the
7 deadlines for service of opening expert reports to February 20, 2023, and maintaining the briefing
8 schedule on Plaintiffs’ request for a longer extension (Dkt. 282);

9 WHEREAS, on January 3, 2023, the parties filed a joint stipulation informing the Court of
10 the parties’ negotiations over the case schedule and extending the deadline for Google to oppose the
11 Motion (Dkt. 288), which the Court entered on January 5, 2023 (Dkt. 290);

12 WHEREAS, the Parties will on January 12, 2023 commence an agreed upon two-week data
13 production process, with Plaintiffs receiving test data generated throughout the period January 12 –
14 January 25, 2023;

15 WHEREAS, one of Plaintiffs’ expert reports will address the data produced as a result of
16 this process (the “Data Production Process”);

17 WHEREAS, the parties have agreed to a slight modification of the case management
18 schedule that, if entered, will moot the Motion without affecting the overall case schedule.

19 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the
20 Parties:

- 21 1. Plaintiffs withdraw the Motion (Dkt. 279).
- 22 2. The deadline for all opening expert reports remains February 20, 2023, except: the expert
23 report where Plaintiffs will address the data produced as a result of the Data Production
24 Process shall be due four weeks after the date when Google completes all productions for
25 this process. Google shall have an extension of equivalent length for its report(s) that rebut
26 Plaintiffs’ report related to the Data Production Process.
- 27 3. The case management schedule (Dkt. 246) is otherwise unchanged.

1
2 A Proposed Order is submitted concurrently herewith.

3
4 IT IS SO STIPULATED.

5
6 DATED: January 12, 2023

WILLKIE FARR & GALLAGHER, LLP

7 By: /s/ Eduardo E. Santacana
8 Eduardo E. Santacana

9 *Attorneys for Defendant Google LLC*

10 DATED: January 12, 2023

11 By: /s/ Amanda Bonn
12 Amanda Bonn (CA Bar No. 270891)

13 *Attorneys for Plaintiffs*
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

FILER'S ATTESTATION

Pursuant to Civil Local Rule 5.1, I attest that all signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized this filing.

DATED: January 12, 2023

SUSMAN GODFREY L.L.P.

/s/ Amanda Bonn

Amanda Bonn

WILLKIE FARR & GALLAGHER LLP

BENEDICT Y. HUR (SBN: 224018)

bhur@willkie.com

SIMONA AGNOLUCCI (SBN: 246943)

sagnolucci@willkie.com

EDUARDO E. SANTACANA (SBN: 281668)

esantacana@willkie.com

LORI C. ARAKAKI (SBN: 315119)

larakaki@willkie.com

ARGEMIRA FLOREZ (SBN: 331153)

aflorez@willkie.com

One Front Street, 34th Floor

San Francisco, CA 94111

Telephone: (415) 858-7400

Facsimile: (415) 858-7599

Attorneys for Defendant

GOOGLE LLC

BOIES SCHILLER FLEXNER LLP

Mark C. Mao (CA Bar No. 236165)

mmao@bsflp.com

44 Montgomery Street, 41st Floor

San Francisco, CA 94104

Telephone: (415) 293 6858

Facsimile: (415) 999 9695

Beko Reblitz-Richardson (CA Bar No. 238027)

brichardson@bsflp.com

44 Montgomery Street, 41st Floor

San Francisco, CA 94104

Tel: (415) 293 6858

Fax: (415) 999 9695

SUSMAN GODFREY L.L.P.

William Christopher Carmody (pro hac vice)

bcarmody@susmangodfrey.com

Shawn J. Rabin (pro hac vice)

srabin@susmangodfrey.com

1301 Avenue of the Americas, 32nd Floor

New York, NY 10019

Telephone: (212) 336-8330

MORGAN & MORGAN

John A. Yanchunis (pro hac vice)

jyanchunis@forthepeople.com

Ryan J. McGee (pro hac vice)

rmcgee@forthepeople.com

201 N. Franklin Street, 7th Floor

Tampa, FL 33602

Telephone: (813) 223-5505

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ANIBAL RODRIGUEZ, et al. individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

GOOGLE LLC,

Defendant.

Case No. 3:20-CV-04688-RS

**[PROPOSED] ORDER DENYING
PLAINTIFFS' MOTION FOR RELIEF
(DKT. 279) AS MOOT AND
MODIFYING CASE MANAGEMENT
SCHEDULE**

Judge: Hon. Richard Seeborg
Courtroom: 3, 17th Floor

Pursuant to stipulation of the Parties, the Court hereby **ORDERS** as follows:

1. Plaintiffs' motion for relief from the case management schedule (Dkt. 279) is denied as moot.

2. The deadline for opening expert reports remains February 20, 2023, except:

The expert report where Plaintiffs will address the data produced as a result of the January 12–25, 2023 data production process shall be due four weeks after the date when Google completes all productions for this process. Google shall have an extension of equivalent length for its report(s) that rebut Plaintiffs' report related to the Data Production Process.

3. The case management schedule (Dkt. 246) is otherwise unchanged:

- Rebuttal Expert Witness Disclosures: May 1, 2023
- Close of Expert Discovery: June 2, 2023
- Motion for Class Certification: June 9, 2023
- Opposition to Motion for Class Certification: July 14, 2023
- Reply In Support of Class Certification: August 11, 2023

- Hearing on Class Certification:

August 24, 2023 at 1:30

IT IS SO ORDERED.

Dated: _____

Honorable Richard Seeborg